

To: Shengmao Mu(smu@whitewoodlaw.com)
Subject: U.S. Trademark Application Serial No. 97920679 - AUSWARTS
Sent: February 01, 2024 11:52:35 AM EST
Sent As: tmng.notices@uspto.gov

Attachments

[screenshot-dictionary-cambridge-org-us-dictionary-german-english-auswarts-17068061090541](#)

United States Patent and Trademark Office (USPTO)
Office Action (Official Letter) About Applicant's Trademark Application

U.S. Application Serial No. 97920679

Mark: AUSWARTS

Correspondence Address:
SHENGMAO MU
WHITEWOOD LAW PLLC
57 WEST, 57TH STREET
3RD AND 4TH FLOORS
NEW YORK NY 10019
UNITED STATES

Applicant: Quanzhoushihaochenwangluokejiyouxiangongsi

Reference/Docket No. N/A

Correspondence Email Address: smu@whitewoodlaw.com

NONFINAL OFFICE ACTION

Response deadline. File a response to this nonfinal Office action within three months of the “Issue date” below to avoid [abandonment](#) of the application. Review the Office action and respond using one of the links to the appropriate electronic forms in the “How to respond” section below.

Request an extension. For a fee, applicant may [request one three-month extension](#) of the response deadline prior to filing a response. The request must be filed within three months of the “Issue date” below. If the extension request is granted, the USPTO must receive applicant's response to this letter within six months of the “Issue date” to avoid abandonment of the application.

Issue date: February 1, 2024

The referenced application has been reviewed by the assigned trademark examining attorney. Applicant must respond timely and completely to the issue(s) below. 15 U.S.C. §1062(b); 37 C.F.R. §§2.62(a), 2.65(a); TMEP §§711, 718.03.

Search

The trademark examining attorney has searched the USPTO database of registered and pending marks and has found no conflicting marks that would bar registration under Trademark Act Section 2(d). 15 U.S.C. §1052(d); TMEP §704.02.

Application Informalities

Translation of Foreign Wording

To permit proper examination of the application, applicant must submit an English translation of the foreign wording in the mark. 37 C.F.R. §§2.32(a)(9), 2.61(b); *see* TMEP §809. The following is suggested: **The English translation of “AUSWARTS” in the mark is “AWAY”.** TMEP §809.03. See attached translation evidence. To respond to this requirement for information, open the appropriate Trademark Electronic Application System (TEAS) response form and enter the serial number, answer “yes” to question 3, and provide the information on the “Additional Statement(s)” page in the “Translation” text box(es) in the form.

Applicant has a duty to respond directly and completely to this requirement for information. *See In re Ocean Tech., Inc.*, 2019 USPQ2d 450686, at *2 (TTAB 2019) (citing *In re AOP LLC*, 107 USPQ2d 1644, 1651 (TTAB 2013)); TMEP §814. Failure to comply with a requirement for information is an independent ground for refusing registration. *In re SICPA Holding SA*, 2021 USPQ2d 613, at *6 (TTAB 2021) (citing *In re Cheezwhse.com, Inc.*, 85 USPQ2d 1917, 1919 (TTAB 2008); *In re DTI P’ship LLP*, 67 USPQ2d 1699, 1701-02 (TTAB 2003); TMEP §814).

Loss of TEAS Plus Status

Processing fee required. Applicant must submit an additional processing fee of \$100 per class because the application as originally filed did not meet the TEAS Plus application filing requirements. *See* 37 C.F.R. §2.22(c); TMEP §§819.01-.01(q), 819.03. Specifically, applicant failed to meet the following requirement(s): a translation of the non-English wording in the mark was not provided.

The additional processing fee is required regardless of whether applicant satisfies these application requirements.

Accordingly, the application will no longer be treated as TEAS Plus; it is now considered a TEAS Standard application. *See* 37 C.F.R. §2.22(c); TMEP §819.03.

Response

Please call or email the assigned trademark examining attorney with questions about this Office action. Although an examining attorney cannot provide legal advice, the examining attorney can provide additional explanation about the refusal(s) and/or requirement(s) in this Office action. *See* TMEP §§705.02, 709.06.

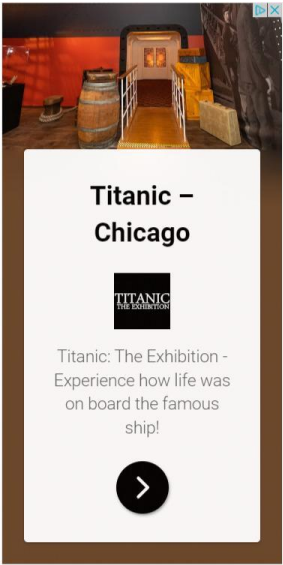
The USPTO does not accept emails as responses to Office actions; however, emails can be used for informal communications and are included in the application record. *See* 37 C.F.R. §§2.62(c), 2.191; TMEP §§304.01-.02, 709.04-.05.

How to respond. File a [response form to this nonfinal Office action](#) or file a [request form for an extension of time to file a response](#).


/David Collier/
David Collier
Examining Attorney
LO109--LAW OFFICE 109
(571) 272-8859
David.Collier@USPTO.GOV

RESPONSE GUIDANCE

- **Missing the deadline for responding to this letter will cause the application to [abandon](#).** A response or extension request must be received by the USPTO before 11:59 p.m. **Eastern Time** of the last day of the response deadline. Trademark Electronic Application System (TEAS) [system availability](#) could affect an applicant's ability to timely respond. For help resolving technical issues with TEAS, email TEAS@uspto.gov.
- **[Responses signed by an unauthorized party](#)** are not accepted and can **cause the application to [abandon](#)**. If applicant does not have an attorney, the response must be signed by the individual applicant, all joint applicants, or someone with [legal authority to bind a juristic applicant](#). If applicant has an attorney, the response must be signed by the attorney.
- If needed, **find [contact information for the supervisor](#)** of the office or unit listed in the signature block.



Titanic – Chicago



Titanic: The Exhibition - Experience how life was on board the famous ship!

➔

Translation of **auswärts** – German-English dictionary

[f](#) [🐦](#)

auswärts

adverb
/ˈaʊsvɛrts/

Add to word list

an einem anderen Ort
[out of town](#)

- *Besucher, die von auswärts kommen*
[Visitors who come from out of town.](#)
- *auswärts arbeiten*

Antonym
[hier](#)



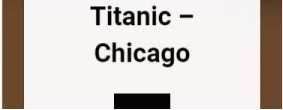
Word
Scramble

Play now




The best nutrients for their best life

Shop Now



Titanic – Chicago



nicht zu Hause
[out](#)

- *auswärts Essen gehen*



petco



Titanic: The Exhibition - Experience how life was on board the famous ship!



to eat out

Antonym
[daheim](#)

SPORT

auf dem Platz des Gegners
[away](#)

- *auswärts antreten müssen*
to have an away match



We **promise** to be carbon zero by 2048

[Watch the video](#)



WORD OF THE DAY



Titanic – Chicago

Titanic: The Exhibition - Experience how life was on board the famous ship!



TRANSLATION of **auswärts** | PASSWORD GERMAN-ENGLISH DICTIONARY

auswärts
adverb

[away](#) [adverb] (of a football match etc) not on the home ground

- *The team is playing away this weekend*
- *(also adjective) an away match.*

auswärts
adjective

[outward](#) [adjective] (of a journey) away from

- *The outward journey will be by sea, but they will return home by air.*

A black-and-white subject or situation is one in which it is easy to understand what is right and wrong.

About this



BLOG

Watching the world go by
(Idioms with 'world', Part 2)

January 31, 2024



Titanic – Chicago

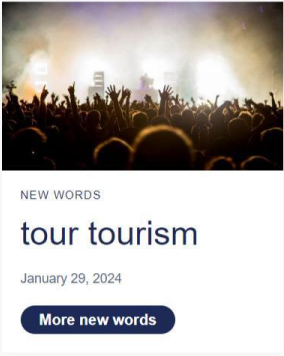
Titanic: The Exhibition - Experience how life was on board the famous ship!

>

Know your options. Ask about the Mirena IUD.

LEARN MORE

Mirena



NEW WORDS

tour tourism

January 29, 2024

More new words

(Translation of **auswärts** from the *PASSWORD German-English Dictionary* © 2014 K Dictionaries Ltd)

Browse

- Auswanderer(in)
- auswandern
- Auswanderung
- auswärtig
- auswärts**

- auswechseln
- Ausweg
- ausweglos



[Cookies Settings](#)

[Accept All Cookies](#)



By clicking "Accept All Cookies", you agree to the storing of cookies on your device to enhance site navigation, analyze site usage, and assist in our marketing efforts. [Privacy and Cookies Policy](#)

United States Patent and Trademark Office (USPTO)

USPTO OFFICIAL NOTICE

Office Action (Official Letter) has issued
on February 1, 2024 for
U.S. Trademark Application Serial No. 97920679

A USPTO examining attorney has reviewed your trademark application and issued an Office action. You must respond to this Office action to avoid your application abandoning. Follow the steps below.

- (1) **[Read the Office action](#)**. This email is NOT the Office action.
- (2) **Respond to the Office action by the deadline** using the Trademark Electronic Application System (TEAS). Your response, or extension request, must be received by the USPTO on or before 11:59 p.m. **Eastern Time** of the last day of the response deadline. Otherwise, your application will be [abandoned](#). See the Office action itself regarding how to respond.
- (3) **Direct general questions** about using USPTO electronic forms, the USPTO [website](#), the application process, the status of your application, and whether there are outstanding deadlines to the [Trademark Assistance Center \(TAC\)](#).

After reading the Office action, address any question(s) regarding the specific content to the USPTO examining attorney identified in the Office action.

GENERAL GUIDANCE

- **[Check the status](#) of your application periodically** in the [Trademark Status & Document Retrieval \(TSDR\)](#) database to avoid missing critical deadlines.
- **[Update your correspondence email address](#)** to ensure you receive important USPTO notices about your application.
- **[Beware of trademark-related scams](#)**. Protect yourself from people and companies that may try to take financial advantage of you. Private companies may call you and pretend to be the USPTO or may send you communications that resemble official USPTO documents to trick you. We will never request your credit card number or social security number over the phone. Verify the correspondence originated from us by using your serial number in our database, [TSDR](#), to confirm that it appears under the “Documents” tab, or contact the [Trademark Assistance Center](#).
- **[Hiring a U.S.-licensed attorney](#)**. If you do not have an attorney and are not required to

have one under the trademark rules, we encourage you to hire a U.S.-licensed attorney specializing in trademark law to help guide you through the registration process. The USPTO examining attorney is not your attorney and cannot give you legal advice, but rather works for and represents the USPTO in trademark matters.